

The following is the proposed amendatory language which will serve to give to CIA employees [REDACTED] the same benefits now available to Department of State and USIA personnel in similiar circumstances.

DEATH GRATUITIES FOR CERTAIN CENTRAL INTELLIGENCE AGENCY PERSONNEL

Section : (a) The Director of Central Intelligence, under such regulations as the Director may prescribe, is authorized to provide for payment of a gratuity to the surviving dependents of any Central Intelligence Agency employee who dies as a result of injuries sustained in the performance of duty outside the

// United States in an amount equal to one year's salary at the time of death. Appropriations for this purpose are authorized to be made to the account for salaries and expenses of the Central Intelligence Agency. Any death gratuity payment made under this section shall be held to have been a gift and shall be in addition to any other benefit payable from any source.

(b) A death gratuity payment shall be made under this section only if the survivor entitled to payment under subsection (c) is entitled to elect monthly compensation under section 8133 of Title 5, United States Code, because the death resulted from an injury (excluding a disease proximately caused by the employment) sustained in the performance of duty, without regard to whether such survivor elects to waive compensation under such section 8133.

(c) A death gratuity payment under this section shall be made as follows:

- (1) First, to the widow or widower.
- (2) Second, to the child, or children in equal shares, if there is no widow or widower.
- (3) Third, to the dependent parent, or dependent parents in equal shares, if there is no widow, widower, or child.

If there is no survivor entitled to payment under this subsection, no payment shall be made.

(d) As used in this section-

(1) the term 'Central Intelligence Agency employee means all personnel employed by the Central Intelligence on a full-time basis in either a staff or similiarly designated capacity.

(2) each of the terms 'widow', 'widower', 'child', and 'parent' shall have the same meaning given each such term by section 8101 of Title 5, United States Code; and

(3) the term 'United States' means the

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Several States and the District of Columbia.

(e) The provisions of this section shall apply with respect to deaths occurring on and after January 1, 1979.

A BILL

To amend Section 8 of the Central Intelligence Agency Act of 1949, as amended, to provide Death Gratuity Benefits for CIA employees.

Be it enacted by the Senate and the House of Representatives of the United States of America in Congress assembled, that Section 8 of the CIA Act of 1949, as amended (50 U.S.C. 403j), is amended as follows:

Following subsection (b) of Section 8, add the following new subsection designated as subsection (c):

"(c). Subject to the provisions of this subsection and under such regulations as the Director of Central Intelligence may prescribe, the Director is authorized to provide a gratuity in an amount equal to one year's salary to surviving dependents at the time of death of an employee who dies as a result of injuries sustained in the performance of duty outside the United States or upon the issuance of a presumptive finding or conclusion of death under 5 U.S.C. 5565 that an employee is reported missing, missing in action, interned in a foreign country, captured by a hostile force or detained in a foreign country against his will while in the performance of his duty outside the United States. Appropriations for this purpose are authorized to be made to the account for salaries and expenses of the Central Intelligence Agency. Any death gratuity payment made under this subsection shall be held to have been a gift and shall be in addition to any other benefit payable from any source. A death gratuity payment shall be made under this section only if the survivor entitled to payment under subsection (c) is entitled to elect monthly compensation under section 8133 of Title 5, United States Code, because the death resulted from an injury (excluding a disease proximately caused by the employment) sustained in the performance of duty, without regard to

whether such survivor elects to waive compensation under such section 8133  
A death gratuity payment under this subsection shall be made as follows:  
(1) First, to the widow or widower; (2) Second, to the child, or children  
in equal shares, if there is no widow or widower; and (3) Third, to  
the dependent parent, or dependent parents in equal shares, if there is  
no widow, widower, or child. If there is no survivor entitled to  
payment under this subsection, no payment shall be made. As used in  
this subsection, (i) the term "employee" means a United States citizen  
<sup>who is a full-time Permanent</sup>  
employee of the Central Intelligence Agency; (ii) each of the terms  
"widow," "widower," "child," and "parent shall have the same meaning  
given each such term by section 8101 of Title 5, United States Code;  
and (iii) the term "United States" means the several States and the  
District of Columbia. The provisions of this subsection shall apply  
with respect to deaths occurring on and after 1 January 1979."

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